
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 436

The Food Additives (Scotland) Regulations 2009

Offences and penalties

14.—(1) A person who contravenes or fails to comply with any provision of regulation 3, 4, 5, 6, 8, 9, 11 or 12 is guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.

(2) Subject to the transitional arrangements contained in Article 34 of Regulation 1333/2008, a person who contravenes or fails to comply with—

- (a) any specified provision of Regulation 1333/2008;
- (b) before 1st January 2011, Article 4.2 (as read with Articles 12, 13.2, 18.3 and 35) of Regulation 1333/2008 (requirement to use, in food additives, food enzymes or food flavourings, only food additives included in Part 1 or 4 of Annex III to that Regulation and to use them in accordance with any conditions specified in that Annex);
- (c) on or after 1st January 2011, Article 4.2 (as read with Articles 12, 13.2, 18.3 and 35) of Regulation 1333/2008 (requirement to use, in food additives, food enzymes or food flavourings, only food additives included in Annex III to that Regulation and to use them in accordance with any conditions specified in that Annex);
- (d) on or after 20th January 2011, Article 23.4 of Regulation 1333/2008 (requirement that manufacturers of table-top sweeteners make available by appropriate means the information necessary to allow their safe use by consumers); or
- (e) on or after 20th July 2010, Article 24.1 (as read with Article 24.2 and the third paragraph of Article 31) of Regulation 1333/2008 (requirement that the labelling of food containing the food colours listed in Annex V to that Regulation include the additional information set out in that Annex),

is guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.